



# **ORDINANCE NO. \_\_\_\_\_**

## **OF THE BOARD OF DIRECTORS OF THE NEVADA COUNTY SANITATION DISTRICT NO. 1**

### **AN ORDINANCE AMENDING SUBSECTIONS 1.6, 4.3, 4.4 AND 4.5 OF TITLE 4 OF THE SANITATION DISTRICT CODE PERTAINING TO REVISED SEWER SERVICE CHARGE RATE ADJUSTMENTS**

THE BOARD OF DIRECTORS OF THE NEVADA COUNTY SANITATION DISTRICT NO. 1,  
STATE OF CALIFORNIA, ORDAINS AS FOLLOWS:

#### SECTION I:

That the revised sewer service charge rate adjustments be approved based on the following findings A-C:

- A. That the Board of Directors have accepted the County of Nevada Sanitation District No. 1 Wastewater Fee Study – All Zones (Fee Study) dated April 23, 2021 projecting expenses, revenues and reserves for a planning period through FY 2029-30 to provide a long-term outlook of the projected fund balances within each of the 10 District zones.
- B. That the Fee Study proposes annual sewer charges for five fiscal years (FY 2021-22 through FY 2025-26) as allowed per Article XIID, Section 6 of the State Constitution.
- C. That pursuant to Section 21080(b)(8) of the California Public Resource Code that the higher sewer service charge rates are derived directly from the cost of providing service, are necessary to meet operating expenses required for maintenance of service; and are therefore exempt from environmental review.

#### SECTION II:

Subsection 1.6 County Executive Officer of Chapter 1 of Title 4 Sanitation District Code is hereby amended to read as set forth in Exhibit “A.1,” attached hereto and incorporated herein by reference.

#### SECTION III:

Subsection 4.3 Charges Established, of Chapter 4 of Title 4 Sanitation District Code is hereby amended to read as set forth in Exhibit “A.2,” attached hereto and incorporated herein by reference.

SECTION IV:

Subsection 4.4 Adjustment for Overcharge or Undercharge, of Chapter 4 of Title 4 Sanitation District Code is hereby amended to read as set forth in Exhibit "A.3," attached and incorporated herein by reference.

SECTION V:

Subsection 4.5 Annual Rate Adjustment, of Chapter 4 of Title 4 Sanitation District Code is hereby amended to read as set forth in Exhibit "A.4," attached hereto and incorporated herein by reference.

SECTION VI:

If any section, sentence, clause or phrase of this ordinance is for any reason held to be invalid or unconstitutional by a decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance. The Board of Supervisors hereby declares that it would have passed this ordinance and adopted this ordinance and each section, sentence, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared invalid or unconstitutional.

SECTION VII:

This Ordinance shall take effect and be in full force thirty (30) days from and after introduction and adoption, and it shall become operative on the day of July 23, 2021, and before the expiration of fifteen (15) days after its passage it shall be published once, with the names of the Supervisors voting for and against same in the Union, a newspaper of general circulation printed and published in the County of Nevada.